

1980 1016 011 022

STATE OF CONNECTICUT  
BOARD OF EXAMINERS FOR NURSING

IN RE:

MICHAEL P. MATUSZAK, L.P.N.  
21 Leo Street  
New Britain, Connecticut 06053

MEMORANDUM OF DECISION

The Board of Examiners for Nursing was presented by the Department of Health Services with a Notice of Hearing and Complaint dated February 5, 1981.

The Statement of Charges alleged violations of certain provisions of Chapter 378, Connecticut General Statutes. The Notice of Hearing provided that the hearing would take place on February 24, 1981, at 9:00 a.m., in the Department of Health Services at 79 Elm Street, Hartford, Connecticut.

Each member of the Board of Examiners for Nursing involved in this decision attests that he/she has reviewed the record, and that this decision is based entirely on the record.

FACT

1. Michael Paul Matuszak, L.P.N., the respondent, was licensed to practice nursing as a licensed practical nurse in Connecticut, with registration number E-17082.
2. Pursuant to Connecticut General Statutes, Section 4-182(c), the respondent was provided a full opportunity prior to the institution of agency action to show compliance with all the terms for the retention of his license.

3. The respondent diverted quantities of Demerol, prescribed for a patient or patients in Monsignor Bojnowski Manor, New Britain, while he was employed as a licensed practical nurse in that same long-term health care facility in the State of Connecticut. The respondent also failed to maintain proper and accurate records pertaining to controlled substances while he was employed at the Monsignor Bojnowski Manor, New Britain, Connecticut. The respondent unlawfully adulterated with a saline solution a controlled substance; namely, Demerol, prescribed for a patient while he was employed at the Monsignor Bojnowski Manor.

4. The activities referenced in paragraph 3, supra, were discovered by drug control agent Henry Z. Karanian during an investigation which took place in September and October, 1980

#### DISCUSSION

5. Section 20-99, Connecticut General Statutes, provides that the Board of Examiners for Nursing may revoke or suspend the license of any person licensed to practice nursing for:

"... (b) (2) incompetence or habitual negligence in carrying out usual nursing functions;  
... (5) abuse or excessive use of drugs, including alcohol, narcotics or chemicals;...."

6. The inescapable conclusion to draw from the above facts is that the respondent has violated the provisions of Section 20-99.

ORDER

7. It is the unanimous decision of the Board of Examiners for Nursing that:

a. The license of the respondent, Michael P. Matuszak, be suspended for a minimum of eight months commencing May 15, 1981; and

b. The license of the respondent be restored at the end of the suspension on the condition that the respondent submit supportive documentation indicating that he has completed therapy and has been drug free.

8. The Board of Examiners for Nursing herewith advises the Department of Health Services of the State of Connecticut of this decision and directs that the certificate of registration license of Michael P. Matuszak be suspended in accordance herewith.

Dated at *Hartford*, Connecticut, this *14th* day of May, 1981.

BOARD OF EXAMINERS FOR NURSING

BY:

*Bette Jane M. Murphy, R.N.*  
Bette Jane M. Murphy, R.N.  
Chairperson